



62 of the Federal Rules of Civil Procedure. See [D.E. 46]. On August 24, 2021, defendants responded in opposition. See [D.E. 47].

Rule 3(c)(1)(B) of the Federal Rules of Appellate Procedure requires a notice of appeal to “designate the judgment, order, or part thereof being appealed.” Fed. R. App. P. 3(c)(1)(B). Plaintiff did not appeal the order awarding \$18,309.56 in attorneys’ fees.

Plaintiff is not entitled to a stay of execution of the order concerning attorneys’ fees without bond under Rule 62 of the Federal Rules of Civil Procedure. Rule 62(a) grants an automatic stay of execution for 30 days from entry of an order, which time has now lapsed. Rule 62(b) permits a party to obtain a stay “by providing a bond or other security.” Fed. R. Civ. P. 62(b). Plaintiff has not done so.

Rule 62(e) only allows a stay of execution without bond if the appellant is (1) the United States; (2) an officer of the United States; (3) an agency of the United States; or (4) a department of the federal government. See Fed. R. Civ. P. 62(e). Plaintiff is not the United States, an officer or agent of the United States, or a department of the federal government.

In sum, the court DENIES plaintiff’s motion [D.E. 46]. Plaintiff SHALL comply with the order concerning attorneys’ fees not later than October 15, 2021.

SO ORDERED. This 16 day of September, 2021.

  
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JAMES C. DEVER III  
United States District Judge